

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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PETITION OF PSI ENERGY, INC. PURSUANT TO IND.)
CODE 8-1-8.5 *ET SEQ.* AND 8-1-2.5 *ET SEQ.*, FOR:)
(1) THE ISSUANCE OF CERTIFICATES OF PUBLIC)
CONVENIENCE AND NECESSITY FOR PSI ENERGY,)
INC. TO PURCHASE CERTAIN AS YET UNDETERMINED)
GENERATING FACILITIES FOR THE FURNISHING OF)
ELECTRIC UTILITY SERVICE TO INDIANA)
CUSTOMERS; (2) THE APPROVAL OF CERTAIN)
PARAMETERS WITHIN WHICH PSI MAY PURCHASE)
SUCH AS YET UNDETERMINED GENERATING)
FACILITIES; (3) THE APPROVAL OF THE COSTS OF)
ANY PURCHASES MADE WITHIN SUCH APPROVED)
PARAMETERS; (4) AN ORDER PARTIALLY DECLINING)
JURISDICTION TO THE EXTENT NECESSARY TO)
GRANT PSI AUTHORITY TO PURCHASE AS YET)
UNDETERMINED GENERATING FACILITIES WITHIN)
SUCH APPROVED PARAMETERS; (5) AN ORDER)
AUTHORIZING PSI TO DEFER FOR SUBSEQUENT)
RECOVERY POST-IN-SERVICE CARRYING COSTS)
AND DEPRECIATION COSTS ASSOCIATED WITH ANY)
PURCHASES OF GENERATING FACILITIES MADE BY)
PSI PURSUANT TO CERTIFICATES OF PUBLIC)
CONVENIENCE AND NECESSITY ISSUED BY THE)
COMMISSION IN THIS CAUSE; AND (6) CONFIDENTIAL)
TREATMENT OF CERTAIN PRICING INFORMATION)
TO BE PRESENTED IN THIS CAUSE)

FILED

JUL 14 2003

INDIANA UTILITY
REGULATORY COMMISSION

CAUSE NO. 42469

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") caused the following entry to be made in this Cause:

In its Petition, filed in this matter on June 19, 2003, PSI Energy, Inc., ("PSI" or "Petitioner") indicated that it intended to request confidential treatment, pursuant to Ind. Code § 5-14-3-4, of certain pricing information to be filed in support of its request for relief.

On July 3, 2003, PSI filed a *Motion for Protection of Confidential and Proprietary Information* ("Motion") in this Cause. In its Motion, the Petitioner requests that the Commission issue a Protective Order which prohibits the public disclosure of certain confidential information ("Confidential Information") to be submitted by PSI in this Cause. In support of its Motion, PSI attached the affidavit ("Affidavit") of Mr. Douglas F Esamann, President of PSI Energy, Inc., which describes the nature of the Confidential Information and the efforts PSI has made to maintain the

confidentiality of the information that it intends to submit in this matter.


In his Affidavit, Mr. Esamann describes the data for which PSI seeks confidential treatment:

1. Data relating to market price forecasts for items such as wholesale power, gas, coal and emission allowances;
2. Data relating to potential terms and conditions (including potential purchase prices) for various resource options;
3. Data relating to PSI's integrated resource plans, specifically as those plans relate to the potential costs of various resource options, and
4. Data which is the confidential information of third parties (such as computer models) who take reasonable steps to protect their confidential information, such as only releasing such information subject to confidentiality agreements.

The Presiding Officers, having reviewed the information contained in the Petitioner's Motion and Affidavit, find that there is a sufficient basis for a preliminary finding that confidential procedures are appropriate and should be followed concerning the Confidential Information identified by Mr. Esamann in his Affidavit. Accordingly, the Petitioner should *hand deliver* to the Presiding Administrative Law Judge the Confidential Information and unredacted versions of any testimony or exhibits submitted in this Cause, under seal and marked as confidential, and such information shall be treated as confidential on a preliminary basis, in accordance with IC § 5-14-3-4.

IT IS SO ORDERED.



David E. Ziegner, Commissioner

Scott R. Storms, Chief Administrative Law Judge

7/14/03

Date



Nancy E. Marley, Secretary to the Commission